

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION
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UNITED STATES OF AMERICA,

Plaintiff,

No. 1:20-CR-183

vs.

Hon. Robert J. Jonker
Chief United States District Judge

TY GERARD GARBIN,

Defendant.

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PRELIMINARY ORDER OF FORFEITURE

WHEREAS, on January 27, 2021, Defendant Ty Gerard Garbin pleaded guilty to the Indictment, which charges him with kidnapping conspiracy, in violation of 18 U.S.C. § 1201(c). The forfeiture allegation of the Indictment placed the Defendant on notice that upon conviction of the Indictment, the United States would seek to forfeit any firearms and ammunition involved in or used in the offense. On March 30, 2021, a Bill of Particulars for Forfeiture of Property was filed, stating with particularity property subject to forfeiture, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c) (R. 171; PageID.943-960);

WHEREAS, pursuant to his guilty plea and plea agreement, the Defendant has consented to the forfeiture of his interest in the following property, listed in the Bill of Particulars for Forfeiture of Property:

CATS ID 21-FBI-000523 (Defendant Ty Gerard Garbin)			
1B	Item	Seizure Date	Seizure Location
1B26	Sig Sauer 9mm magazine	10/07/2020	1662 Lansing Ave Hartland, MI
1B33	Ammunition	10/07/2020	1662 Lansing Ave Hartland, MI
1B37	Pietta (F.LLI Pietta, Fabrica D'Armi) Importer: Cabela's LLC Sidney, NE, SA 1873 22LR Revolver, S/N E082509	10/07/2020	1662 Lansing Ave Hartland, MI
1B43	Remington Arms Company, Inc. Seven 243 Rifle, S/N 7700773	10/07/2020	1662 Lansing Ave Hartland, MI
1B45	FNH USA, LLC FNX-45 Tactical, .45 caliber Pistol, S/N FX3U113930	10/07/2020	1662 Lansing Ave Hartland, MI
1B46	Springfield Armory, U.S.A. Military Surplus M1 30 caliber Rifle, S/N 1847727	10/07/2020	1662 Lansing Ave Hartland, MI
1B47	Smith & Wesson SW1911 .45 caliber Pistol, S/N UFA4939	10/07/2020	1662 Lansing Ave Hartland, MI
1B48	Sig Sauer (Sig-Arms) P365 9mm Pistol, S/N 66A372246	10/07/2020	1662 Lansing Ave Hartland, MI
1B49	Taurus Armas Importer: Taurus Miami, Raging Hunter 44 Magnum Revolver, S/N MA511182	10/07/2020	1662 Lansing Ave Hartland, MI
1B51	80% lower receiver – milled out model JT10	10/07/2020	1662 Lansing Ave Hartland, MI
1B54	Ruger AR-556, .556 caliber Rifle, S/N 856-83585	10/07/2020	1662 Lansing Ave Hartland, MI
1B56	HS Produkt (IM Metal) Springfield Armory (importer) with two magazines, XDS 45 ACP Pistol, S/N S4134024	10/07/2020	1662 Lansing Ave Hartland, MI
1B57	11 rounds of .45 ammunition from Springfield handgun (1B56)	10/07/2020	1662 Lansing Ave Hartland, MI
1B60	Grand Power S.R.O. with sight Importer: Global Ordnance LLC Sarasota, FL Stribog	10/07/2020	1662 Lansing Ave Hartland, MI

	SP9A1 9mm Pistol, S/N GSA1271		
1B61	Russia Importer: PW Arms Redmond, WA Mosin Nagant M91/30 7.62x54 Rifle, S/N 017813	10/07/2020	1662 Lansing Ave Hartland, MI
1B62	Weatherby (imported by Weatherby Inc.) Vanguard 300 Weatherby Mag Rifle, S/N VS119740	10/07/2020	1662 Lansing Ave Hartland, MI
1B63	Dikar Bergara B14 300 Win Rifle, S/N 61-06-206254-16	10/07/2020	1662 Lansing Ave Hartland, MI
1B64	Ruger GP100 .357 Magnum Revolver, S/N 174-79998	10/07/2020	1662 Lansing Ave Hartland, MI
1B65	Taurus BZ Importer: Rossi or BrazTech Miami, FL with scope 243 Win Rifle, S/N SP834829	10/07/2020	1662 Lansing Ave Hartland, MI
1B66	Winchester 1200 12-gauge shotgun, S/N L1285744	10/07/2020	1662 Lansing Ave Hartland, MI
1B67	Smith & Wesson Governor, 45/410 caliber Revolver, S/N DJR 5158	10/07/2020	1662 Lansing Ave Hartland, MI
1B68	Henry Repeating Rifle Company, H010AW .45-70 Gov't Rifle, S/N WFFS09284AW	10/07/2020	1662 Lansing Ave Hartland, MI
1B71	Ruger, unknown model, 17HRM caliber rifle with scope & stand, S/N 83326219	10/07/2020	1662 Lansing Ave Hartland, MI
1B72	CMMG MK 3 308 Rifle, S/N BTS00121	10/07/2020	1662 Lansing Ave Hartland, MI
1B74	Mega Arms LLC with sight, laser and stand, GRT-3S, multi (223/556) caliber Rifle, S/N MBL2614	10/07/2020	1662 Lansing Ave Hartland, MI
1B75	Ruger 10/22 22LR Rifle, S/N 0008-60892	10/07/2020	1662 Lansing Ave Hartland, MI
B101	Shotgun barrel	10/07/2020	1662 Lansing Ave Hartland, MI
CATS ID 21-FBI-000524 (Defendant Ty Gerard Garbin)			
1B	Item	Seizure Date	Seizure Location

1B2	Glock 19Gen4 9mm Pistol, S/N BDGE702	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B3	Rock Island Armory ARMSCOR Manu.: ACP Philippines 14Y 22LR Rifle, S/N RIA2116581	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B4	CMMG Inc. MK47 223/556 Rifle, S/N SWT05327	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B5	Khan Shotguns (Imported by Mossberg International, Inc.) Silver Reserve 410 Shotgun, S/N TR410009911	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B6	Silver 9mm silencer S/N WAP69	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B7	Bronze 30 caliber silencer inscribed with "Ty Garbin" S/N TY001	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B9	Remington 410 shotgun shells in box SSA	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B15	Loaded 9mm magazine and 1 CCLA	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
1B17	5.56 magazine	10/07/2020	2020 Ford F150 at 1662 Lansing Ave Hartland, MI
CATS ID 21-FBI-000525 (Defendant Ty Gerard Garbin)			
1B	Item	Seizure Date	Seizure Location
1B115	36 live cartridges Subsonic HP .22 long rifle	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B116	9 live cartridges, .410 caliber	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050

1B117	401 live cartridges .22 caliber	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B121	Empty pro magazine, 1 live cartridge 12-gauge, 2 223 live cartridges and 1 LG17 live cartridge with a green tip, 1 live 9mm, 5 .22 caliber	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B122	Smith & Wesson with loaded mag, M&P 9, 9mm handgun, S/N DXM5938	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B123	Thirty-four (34) 9mm live cartridges	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B124	Two (2) 9mm magazines	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B126	Kimber with loaded mag, Micro 9, 9mm handgun, S/N PB0074136	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B127	One (1) 9mm magazine	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B128	Seven (7) 9mm live cartridges	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B132	One (1) 22 live cartridge	10/08/2020	Property located in Ellsworth Twp.,

			Luther, MI, Property ID 080170050
1B134	190 live cartridges of Magtech 9mm	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
1B142	1 live cartridge	10/08/2020	Property located in Ellsworth Twp., Luther, MI, Property ID 080170050
CATS ID 21-FBI-001728 (Defendant Ty Gerard Garbin)			
1B	Item	Seizure Date	Seizure Location
1B77	Smith & Wesson M&P 9 9mm Pistol, S/N NBA3301	10/07/2020	1662 Lansing Ave Hartland, MI
1B78	Remington Arms Company, Inc., 870 Tactical 12-gauge shotgun, S/N CC64813D	10/07/2020	1662 Lansing Ave Hartland, MI
1B79	Remington Arms Company, Inc., 700 300 Rem Ultra Rifle, S/N RR23163G	10/07/2020	1662 Lansing Ave Hartland, MI
1B80	Ardesa (imported by Traditions, Deep River, CT) Buckstalker 50 caliber muzzleloader, S/N 14-13- 033435-12	10/07/2020	1662 Lansing Ave Hartland, MI
1B70	Enfield unknown model, 308c Rifle, S/N 93L5014	10/07/2020	1662 Lansing Ave Hartland, MI
1B59	Pioneer Arms Co. Importer: Pioneer Arms Co. Deland, FL PS43-C 7.62x25 Rifle, S/N BC01983P	10/07/2020	1662 Lansing Ave Hartland, MI
1B39	Canik55 (importer by CAI ST ALB VT Century Arms) TP-9 9mm Pistol, S/N 18BC14690	10/07/2020	1662 Lansing Ave Hartland, MI

1B55	Sons of Liberty Gun Works, M4 Multi (223/556) Rifle, S/N 1776-107391	10/07/2020	1662 Lansing Ave Hartland, MI
1B38	Taurus, Raging Bull .454 Revolver, S/N KY351448	10/07/2020	1662 Lansing Ave Hartland, MI
1B76	Akkar Silah Sanayi Tic. LTD (imported by Charles Daly) Triple Threat 12-gauge shotgun, S/N TC6273	10/07/2020	1662 Lansing Ave Hartland, MI
1B69	Henry Repeating Rifle Company, H010BWL Brass Wildlife .45-70 Gov't Rifle, S/N FFSBWL2063	10/07/2020	1662 Lansing Ave Hartland, MI
1B81	Henry Repeating Rifle Company H002 US Survival 22LR Rifle, S/N US128261B	10/07/2020	1662 Lansing Ave Hartland, MI
1B30	12 magazines	10/07/2020	1662 Lansing Ave Hartland, MI
1B52	Anderson Manufacturing AM-15 Multi (223/556) Rifle, S/N 18072885	10/07/2020	1662 Lansing Ave Hartland, MI
1B58	Ruger 10/22 22LR Rifle, S/N 0012-49326	10/07/2020	1662 Lansing Ave Hartland, MI
1B32	Loaded magazines	10/07/2020	1662 Lansing Ave., Hartland, MI
1B44	Century Arms International R1A1 308 caliber Rifle, S/N 108115 or 009041	10/07/2020	1662 Lansing Ave Hartland, MI
1B40	HWM (Weihrauch, Hermann) EAB (importer EAA Corp.) EA/R Windicator .357 Magnum Revolver, S/N 1043388	10/07/2020	1662 Lansing Ave Hartland, MI
1B82	Mossberg International 590 12-gauge Shotgun, S/N V0931946	10/07/2020	1662 Lansing Ave Hartland, MI
1B84 1B86 1B107	CCLA and SSLA	10/07/2020	1662 Lansing Ave Hartland, MI
1B87-88 1B90-93 1B95-99	CCLA and SSLA ammunition in 11 containers	10/07/2020	1662 Lansing Ave Hartland, MI

1B102	12 magazines with CCLA	10/07/2020	1662 Lansing Ave., Hartland, MI
1B109	6 long gun magazines with ammunition	10/07/2020	1662 Lansing Ave., Hartland, MI
1B110	1 magazine with CCLA	10/07/2020	1662 Lansing Ave., Hartland, MI

(hereinafter the “Subject Property”);

WHEREAS, the Defendant agreed in his plea agreement that the Subject Property was involved and used in his criminal activity in violation of 18 U.S.C. § 1201(c), and is subject to forfeiture pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c);

WHEREAS, based on Defendant’s guilty plea and plea agreement, this Court finds that the Subject Property was involved in and used in Defendant’s violation of 18 U.S.C. § 1201(c); and

WHEREAS, this Court finds that Defendant had an interest in the Subject Property, and that the Government has established the requisite nexus between the same and the violation of 18 U.S.C. § 1201(c).

IT IS HEREBY ORDERED that pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), the Subject Property is hereby forfeited to the United States of America.

IT IS FURTHER ORDERED that the Federal Bureau of Investigation and/or its designee seize the Subject Property and dispose of the same in accordance with applicable law and regulations.

IT IS FURTHER ORDERED that notice of this forfeiture shall be published in

accordance with 21 U.S.C. § 853(n)(1).

IT IS FURTHER ORDERED that any third party wishing to assert an interest in the Subject Property must petition the Court in accordance with 21 U.S.C. § 853(n)(2) and (3).

IT IS FURTHER ORDERED that pursuant to Fed. R. Crim. P. 32.2(b)(4)(B), this Order of Forfeiture shall become final as to Defendant at the time of sentencing, and shall be made part of the sentence and included in the judgment.

Dated: _____

ROBERT J. JONKER
Chief United States District Judge